

ORIGINAL

CIVIL RIGHTS COMPLAINT  
42 U.S.C. § 1983

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**CV 17-5127**

PAUL HAKIME

16A4662

Full name of plaintiff/prisoner ID#

KUNTZ, J.

BLOOM, M.J.

Plaintiff,

JURY TRIAL DEMAND  
YES ☒ NO ☐

-against-

Capt. Johnson, Shield # 834

C.O. Myers, Shield # 15357

C.O. John Doe

Enter full names of defendants

[Make sure those listed above are  
identical to those listed in Part III.]

Defendants.

**FILED**  
IN CLERK'S OFFICE  
US DISTRICT COURT E.D.N.Y.

★ AUG 28 2017 ★

BROOKLYN OFFICE

I. Previous Lawsuits:

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes ( ) No (XX)
- B. If your answer to A is yes, describe each lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiffs:

\_\_\_\_\_

Defendants:

\_\_\_\_\_

2. Court (if federal court, name the district;  
if state court, name the county)

\_\_\_\_\_

3. Docket Number: \_\_\_\_\_

4. Name of the Judge to whom case was assigned: \_\_\_\_\_

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
\_\_\_\_\_

6. Approximate date of filing lawsuit: \_\_\_\_\_

7. Approximate date of disposition: \_\_\_\_\_

II. Place of Present Confinement: Wallkill Correctional Facility

A. Is there a prisoner grievance procedure in this institution? Yes (XX) No ( )

B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes ( ) No (XX).

C. If your answer is YES,

1. What steps did you take? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. What was the result? \_\_\_\_\_  
\_\_\_\_\_

D. If your answer is NO, explain why not Incident did not arise in  
a New York State Correctional Facility

E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes ( ) No ( )

F. If your answer is YES,

1. What steps did you take? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. What was the result? \_\_\_\_\_  
\_\_\_\_\_



IV. Statement of Claim:

I sustained injuries to the left side of my head, neck, *back* left shoulder, and left knee when the NYC Dept. of Corrections transportation vehicle crashed twice on the date of April 5, 2016.

Bus number 351-b driven by C.O. John Doe and with C.O. Myers, shield # 15357, on board crashed its left side against the back of parked blue truck while attempting to enter the correctional entrance of the Supreme Court building. When the crash occurred the left side of my head and shoulder slammed against the metal grilled window causing a strain and jerking of my neck, and my left knee upon impact slammed into the metal frame of the interior of the transportation bus. There was no protective device or seatbelt in the vehicle to prevent injury. I was thrown back against the vehicle's seat where the metal frame impacted with my neck area which caused me to lose consciousness for a few minutes. Upon gaining consciousness the vehicle was now parked inside of the building and both C.O. John Doe and C.O. Myers were ordering all detainees to exit the bus.

Myself and most of the other detainees were complaining of discomfort, pain, and dizziness and refused to exit the vehicle without being checked for injuries. C.O. John Doe and C.O. Myers refused to contact medical personnel for assistance and the bus remained at the Supreme Court building for approximately one hour without the accident being reported. The transportation bus left the Supreme Court building and traveled to Brooklyn House Correctional Facility where again C.O. John Doe crashed the vehicle but this time into the sally port area. There were nineteen (19) detainees on the transportation bus.

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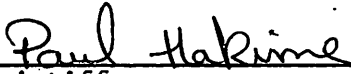
Upon impact during the second accident I again strained my neck and shoulder against the metal frame of the vehicle seat and was in excruciating pain that left me unable to move. I was repeatedly requesting medical assistance but was refused it unless I exited the bus. Another unidentified C.O. entered the transportation vehicle and began making threats to physically drag myself and other detainees off the vehicle. I remained on the bus approximately eleven to twelve hours during which time I was denied water and food by C.O. John Doe, C.O. Myers, and an unidentified correction officer.

Eventually Emergency Medical Service was called, job number 34441, and transported me to the hospital where I was examined and an injury report, # 1241, was completed. Upon my return to Riker's Island several hours later I was taken to intake holding cell where I remained until my release on recognizance several hours later. After being released from detention I immediately sought medical treatment again for my injuries and started physical therapy but it was terminated by my medical insurance provider for absence of a police report of the accident. As a result of the injuries I could not perform my job properly and was terminated. I am still receiving medical treatment for the injuries at this time.

V. Relief:

I am seeking compensatory and punitive damages in the amount of one million dollars, (\$ 1,000,000.00), for past pain and suffering, future medical expenses, future pain and suffering, and permanent disability; and any further relief the court deems just and proper.

Dated: August 18, 2017  
Wallkill, New York

  
Plaintiff

I declare under the penalty of perjury that on the date of 8 / 18  
\_\_\_\_\_, 2017 I delivered this complaint to prison authorities to be mailed  
to the United States District Court for the Eastern District of New York.

Signed this 18 day of August 2017. I declare under the penalty of perjury  
that the foregoing contents of this complaint are true and correct.

Paul Hakime  
Plaintiff  
Wallkill Correctional Facility  
P.O. Box G  
Wallkill, New York 12589  
16A4662  
Prisoner ID #